

Organisers:



Collaborating Organisation:



INTERNATIONAL DISPUTE RESOLUTION CONFERENCE 2019

New Era of Global Collaboration

17 April 2019

Hong Kong Convention
and Exhibition Centre

Organisers:



Collaborating Organisation:



The United Nations Convention on Mediation – A Framework for International Settlement Agreements Resulting from Mediation

*Athita Komindr
Head, UNCITRAL Regional Centre
for Asia and the Pacific*

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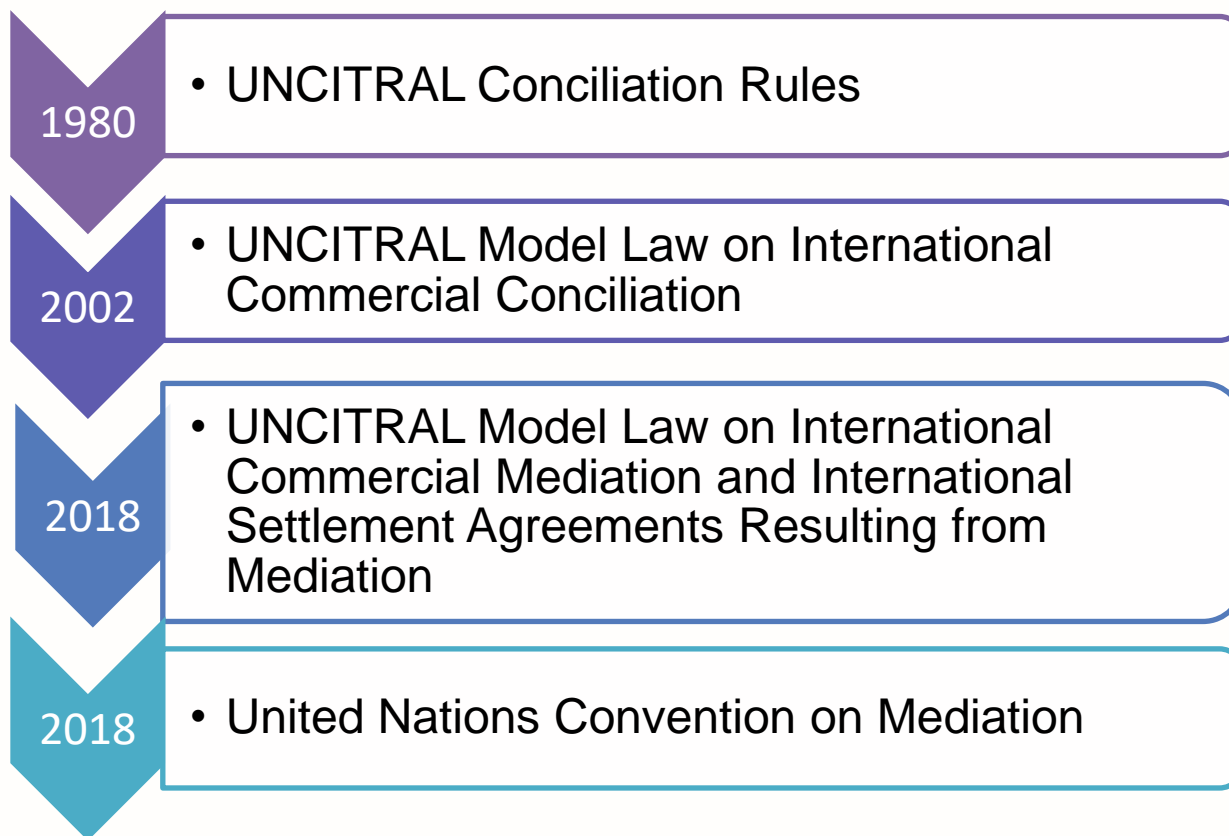
Mediation Trends

Reportedly used by 98% of
Fortune
1000 Corporations¹

Incorporated into
investment treaties²

Cooperation among cross-border
dispute resolution institutions³

UNCITRAL texts on mediation



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Purposes of the UN Convention on Mediation

- **To facilitate international trade and promote the use of mediation for the resolution of cross-border commercial disputes**
- **Implementing SDG 16 – contributing to the development of a mature, rule-based global commercial system**

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Some Key Provisions

| | |
|--------|--|
| Art. 1 | Scope of application |
| Art. 2 | Definitions |
| Art. 3 | General Principles |
| Art. 4 | Requirements for reliance on settlement agreements |
| Art. 5 | Grounds for refusing to grant relief |
| Art. 6 | Parallel applications or claims |
| Art. 7 | Other laws or treaties |
| Art. 8 | Reservations |

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Key Benefits

The use of mediation results in significant benefits, such as:

- Reducing the instances where a dispute leads to the termination of a commercial relationship
- Facilitating the administration of international transactions by commercial parties
- Producing savings in the administration of justice by States

Organisers:



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Signing Ceremony



Signing ceremony of the United Nations
CONVENTION ON MEDIATION
in Singapore, 7 August 2019

- Open for signature in Singapore, on 7 August 2019

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UNCITRAL Model Law on International Commercial Mediation and International Settlement Agreements Resulting from Mediation

- Amends UNCITRAL Model Law on International Commercial Conciliation, 2002
- Addition of a new section on international settlement agreements and their enforcement, incorporating the key provisions of the United Nations Convention on Mediation

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UNCITRAL: United Nations Commission on International Trade Law

Established by United Nations
General Assembly in 1966

The core legal body of the UN system in the
field of private international
trade/commercial law

Mandate: Progressive **harmonization** and
modernization of international trade law by
preparing and promoting the use of legislative and
non-legislative instruments in key areas of
commercial law

Organisers:



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UNCITRAL Regional Centre for Asia and the Pacific (RCAP)

Incheon, Republic of Korea

- UNCITRAL's only regional office, covering 50+ states
- Promotes UNCITRAL texts
- Provides technical assistance on implementation and law reform
- Capacity-building



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UNCITRAL RCAP 2019 Flagship Events

UN Convention on Mediation Signing Ceremony

- Singapore, 7 August

Asia Pacific ADR Conference

- Seoul, 20 September

Hong Kong Judicial Summit

- Hong Kong, 5 - 6 November

UNCITRAL Asia Pacific Day

- Universities in the region, November – December
- Please contact if interested

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Thank You

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UNCITRAL RCAP, please visit
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